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REDACTED FOR  
PUBLIC DISCLOSURE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

No. CR-22-1661-PHX-SPL (ESW)

## INDICTMENT

VIO: 18 U.S.C. § 875(c)  
(Interstate Threat)  
Counts 1-3

47 U.S.C. § 223(a)(1)(C)  
(Threatening Interstate  
Telephone Call)  
Counts 4-6

## 24 THE GRAND JURY CHARGES:

## **BACKGROUND ALLEGATION**

26 1. At all times relevant to the indictment, VICTIM-1 was an election official  
27 who worked at the Arizona Secretary of State's Office in Phoenix, Arizona.

**COUNT 1**  
**18 U.S.C. § 875(c)**  
**(INTERSTATE THREAT)**

3       2. On or about August 2, 2022, in the District of Arizona and elsewhere, the  
4 defendant JOSHUA RUSSELL, for the purpose of issuing a threat to injure and kill another  
5 person and with knowledge that the communication would be viewed as a threat to injure  
6 and kill another person, knowingly transmitted a communication in interstate and foreign  
7 commerce containing a true threat to injure and kill another person by stating the following  
8 in a voicemail telephone message he left for VICTIM-1 on VICTIM-1's desk phone  
9 voicemail system: "This message is for traitor [VICTIM-1's full name]. You've drug your  
10 feet, you've done nothing, to protect our election for 2020. You're committing election  
11 fraud, you're starting to do it again, from day one. You're the enemy of the United States,  
12 you're a traitor to this country, and you better put your sh[inaudible], your fucking affairs  
13 in order, 'cause your days [inaudible] are extremely numbered. America's coming for you,  
14 and you will pay with your life, you communist fucking traitor bitch."

In violation of Title 18, United States Code, Section 875(c).

COUNT 2  
18 U.S.C. § 875(c)  
(INTERSTATE THREAT)

19       3.     On or about September 9, 2022, in the District of Arizona and elsewhere, the  
20 defendant JOSHUA RUSSELL, for the purpose of issuing a threat to injure and kill another  
21 person and with knowledge that the communication would be viewed as a threat to injure  
22 and kill another person, knowingly transmitted a communication in interstate and foreign  
23 commerce containing a true threat to injure and kill another person by stating the following  
24 in a voicemail telephone message he left for VICTIM-1 on the Arizona Secretary of State's  
25 office voicemail system: "This message is for terrorist [VICTIM-1's last name]. The only  
26 reason you're still walking around on this planet is because we're waiting for the midterms  
27 to see you prosecuted for the crimes you have done to our nation. You are a terrorist. You

1 are a derelict criminal. And you have a few short months to see yourself behind bars, or  
2 we will see you to the grave. You are a traitor to this nation, and you will suffer the fucking  
3 consequences.”

4 In violation of Title 18, United States Code, Section 875(c).

COUNT 3  
18 U.S.C. § 875(c)  
(INTERSTATE THREAT)

8       4. On or about November 15, 2022, in the District of Arizona and elsewhere,  
9 the defendant JOSHUA RUSSELL, for the purpose of issuing a threat to injure and kill  
10 another person and with knowledge that the communication would be viewed as a threat  
11 to injure and kill another person, knowingly transmitted a communication in interstate and  
12 foreign commerce containing a true threat to injure and kill another person by stating the  
13 following in a voicemail telephone message he left for VICTIM-1 on the Arizona Secretary  
14 of State's office voicemail system: "This message is for communist, criminal, [VICTIM-  
15 1's full name]. We will not endure your crimes on America another day. You've been  
16 busted, over and over again. We will not wait for you to be drugged through court. A war  
17 is coming for you. The entire nation is coming for you. And we will stop, at no end, until  
18 you are in the ground. You're a traitor to this nation. You're a fucking piece of shit  
19 communist, and you just signed your own death warrant. Get your affairs in order, cause,  
20 your days are very short."

21 In violation of Title 18, United States Code, Section 875(c).

**COUNT 4**  
47 U.S.C. § 223(a)(1)(C)  
(THREATENING INTERSTATE TELEPHONE CALL)

25       5.     On or about August 2, 2022, in the District of Arizona and elsewhere, the  
26 defendant JOSHUA RUSSELL, did, in interstate and foreign communications, make a  
27 telephone call and utilize a telecommunications device, whether or not conversation and

1 communication ensued, without disclosing his identity and with intent to threaten any  
2 specific person, by stating the following in a voicemail telephone message he left for  
3 VICTIM-1 on VICTIM-1's desk phone voicemail system: "This message is for traitor  
4 [VICTIM-1's full name]. You've drug your feet, you've done nothing, to protect our  
5 election for 2020. You're committing election fraud, you're starting to do it again, from  
6 day one. You're the enemy of the United States, you're a traitor to this country, and you  
7 better put your sh[inaudible], your fucking affairs in order, 'cause your days [inaudible]  
8 are extremely numbered. America's coming for you, and you will pay with your life, you  
9 communist fucking traitor bitch."

10 In violation of Title 47, United States Code, Section 223(a)(1)(C).

11

12 **COUNT 5**  
13 **47 U.S.C. § 223(a)(1)(C)**  
14 **(THREATENING INTERSTATE TELEPHONE CALL)**

15 6. On or about September 9, 2022, in the District of Arizona and elsewhere, the  
16 defendant JOSHUA RUSSELL, did, in interstate and foreign communications, make a  
17 telephone call and utilize a telecommunications device, whether or not conversation and  
18 communication ensued, without disclosing his identity and with intent to threaten any  
19 specific person, by stating the following in a voicemail telephone message he left for  
20 VICTIM-1 on the Arizona Secretary of State's office voicemail system: "This message is  
21 for terrorist [VICTIM-1's last name]. The only reason you're still walking around on this  
22 planet is because we're waiting for the midterms to see you prosecuted for the crimes you  
23 have done to our nation. You are a terrorist. You are a derelict criminal. And you have a  
24 few short months to see yourself behind bars, or we will see you to the grave. You are a  
traitor to this nation, and you will suffer the fucking consequences."

25 In violation of Title 47, United States Code, Section 223(a)(1)(C).

26  
27  
28

## COUNT 6

47 U.S.C. § 223(a)(1)(C)

**(THREATENING INTERSTATE TELEPHONE CALL)**

3       7. On or about November 15, 2022, in the District of Arizona and elsewhere,  
4 the defendant JOSHUA RUSSELL, did, in interstate and foreign communications, make a  
5 telephone call and utilize a telecommunications device, whether or not conversation and  
6 communication ensued, without disclosing his identity and with intent to threaten any  
7 specific person, by stating the following in a voicemail telephone message he left for  
8 VICTIM-1 on the Arizona Secretary of State's office voicemail system: "This message is  
9 for communist, criminal, [VICTIM-1's full name]. We will not endure your crimes on  
10 America another day. You've been busted, over and over again. We will not wait for you  
11 to be drugged through court. A war is coming for you. The entire nation is coming for  
12 you. And we will stop, at no end, until you are in the ground. You're a traitor to this  
13 nation. You're a fucking piece of shit communist, and you just signed your own death  
14 warrant. Get your affairs in order, cause, your days are very short."

In violation of Title 47, United States Code, Section 223(a)(1)(C).

A TRUE BILL.

s/  
FOREPERSON OF THE GRAND JURY  
Date: December 14, 2022

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District of Arizona

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S/  
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*s/*  
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